



ERRATA TO PMPD

SMUD COSUMNES POWER PLANT PROJECT
APPLICATION FOR CERTIFICATION
DOCKET NO. 01-AFC-19

Page 3, Executive Summary

As last paragraph, add: In the event SMUD files an Application for Certification for Phase 2 (500 MW) of the Cosumnes Power Plant, the Energy Commission's expedited review shall be limited to Air Quality, Water Resources (including the use of recycled water for cooling based upon the stipulation between SMUD and Commission staff), and Transmission System Engineering, unless any of the circumstances identified in the CEQA Guidelines, section 15162 (a)(1)-(3) regarding substantive changes or new information have occurred or there have been changes to applicable law.

Page 34, Air Quality, Condition AQ-36

After first sentence, add: The Air Quality Pollution Control Officer may waive the annual PM10 and/or ROC source test requirement if, in the Pollution Control Officer's sole judgment, prior test results indicate an adequate compliance margin has been maintained.

Page 68, Biology, Condition BIO-12

Modify subsection 8: That the setback from the seasonal stream and swale that cross the laydown area is as provided in the Army Corps of Engineers' 404 Permit, but in no case less than 25 feet ~~100 feet~~.

Pages 82-89, Cultural Resources, Conditions CUL-1 to Cul-9

Conform inadvertently used "old" (2/11/03) Conditions of Certification to agreed-upon Conditions dated March 13, 2003.

Page 106, Hazardous Materials

In 5th paragraph, delete reference to "sodium hypochlorite."

In 6th paragraph, correct "underground" reference to the spill vault not the storage tank itself.

Page 116, Land Use

After 6th paragraph, add:

Pipeline

Agricultural uses predominate along the natural gas pipeline route from Highway 99 east to the power plant site. Generally, SMUD proposes to place the pipeline and valve stations on private property by negotiated easements.

A number of owners of agricultural property, mostly along Arno Road, have addressed comments to the Committee and Commission about the adverse impacts to their agricultural lands and uses from the proposed pipeline route. These owners urge SMUD to relocate the pipeline to existing public rights-of-way in the roadway or in a roadside drainage ditch.



SMUD has apparently relocated the pipeline, upon request, from agricultural property to the public right-of-way on portions of Valensin Road. (See left.) The Arno Road owners also urge SMUD to relocate Valve Station #2 to less desirable property at the intersection of Highway 99 and Arno Road. Sacramento County Supervisor Nottoli has written the Commission in support of these property owners and has offered his assistance to expedite obtaining the applicable encroachment permits.

There are apparent advantages and disadvantages to a pipeline route on certain private, agricultural parcels. This is also true for alternative routings in a public right-of-way within Arno Road or in a public right-of-way along side the roadway in a drainage ditch.

Private easements may cause impacts to agriculture and may be costly to acquire. If negotiations fail, a private easement must be obtained by condemnation, which is a time-consuming, potentially costly, and uncertain process. Use of the public right-of-way under the existing roadway creates traffic impacts and materially increases the costs and time of construction. Use of the roadside drainage ditch avoids the much greater costs of construction in the roadway, and has lesser traffic impacts. However, the ditch is similar to some habitat for species discussed in the **BIOLOGY** section, although substantially degraded by the presence of the road and traffic. Perhaps, in the future, the roadway may be widened over the pipeline.

In some instances, we prefer that the pipeline be placed in the roadside drainage ditch. This placement would be the least disruptive to affected landowners. We recognize, however, that many of the concerns voiced during the proceedings may be addressed by good faith negotiations between SMUD and the affected landowners. Therefore if, during easement negotiations, SMUD and the property owners conclude that relocation of the pipeline as discussed above is appropriate, we believe that this Decision should incorporate adequate flexibility to accommodate this result. In such event, the Conditions of Certification including, but not limited to, **BIO-13, BIO-18, BIO-19, CUL-2 through 8, and TRANS-2, TRANS-5 and TRANS-6** will mitigate the potential impacts of such relocation.

The Committee notes complaints by property owners regarding heavy-handed approach taken by SMUD representatives in discussions with property owners. The Committee is disappointed by this behavior but is relieved by assurances from Mr. James Shetler, SMUD Assistant General Manager, that SMUD will negotiate fairly and honorably with the affected property owners.

Page 120, Land Use

Add:

LAND-1: The project owner shall provide a statement to the CPM identifying those locations where the pipeline route is to be relocated from private property to avoid impacts to agricultural lands or uses.

Verification: The project owner shall provide a statement in the Monthly Compliance Report (MCR) until pipeline easement acquisition is completed.

Page 168, Visual Resources

Modify last paragraph: The Commission finds that the incremental effect of the project is not cumulatively considerable ~~there is not a significant adverse cumulative impact caused by the project and the Rancho Seco Plant,~~ due to the comparatively overwhelming effect of Rancho Seco.

Pages 188 & 189, Waste Management

Change references from Los Angeles County to Sacramento County.

Add the inadvertently omitted Condition of Certification:

WASTE-7 The property owner shall conduct remote geophysical sensing, using either a magnetometer or ground penetrating radar, at the upper northwest corner of the construction site at the proposed location for the retention basin.

Verification: At least thirty (30) days prior to construction-related ground disturbance at the project site, the project owner shall provide the results of the remote geophysical sensing to the CPM. In the event that the results confirm the location of an underground storage tank beneath the proposed construction site, the project owner in consultation with the Central Valley Regional Water Quality Control Board, the local CUPA, and the CPM, shall determine those actions required to mitigate any significant adverse environmental impacts to a level of insignificance.

Page 264, Transmission System Engineering

Modify Condition of Certification TSE-1 a):

The CPP Phase 1 (500 MW) outlet facilities shall consist of three 18kV/230 kV transformers, disconnect switches, and takeoff structures for three 230 kV circuits. ~~The CPP switchyard shall consist of 230 kV SF6 insulated circuit breakers and manually operated disconnect switches on each side of each breaker. A breaker and a half arrangement shall be used in the switchyard.~~

Page 294, Adoption Order

Add:

4. This Decision is adopted, issued, effective, and final on September 9, 2003.
5. Reconsideration of this Decision is governed by Public Resources Code section 25530.
6. Judicial review of this Decision is governed by Public Resources Code section 25531. The applicable statute of limitations for seeking judicial review is provided by Public Resources Code section 25901.

Miscellaneous, non-substantive typographical errors.

Dated: September 8, 2003

**ENERGY RESOURCES CONSERVATION AND
DEVELOPMENT COMMISSION**

_____/s/
ROBERT PERNELL
Commissioner and Presiding Member
SMUD AFC Committee

_____/s/
ARTHUR H. ROSENFELD
Commissioner and Associate Member
SMUD AFC Committee